



Hogan Lovells US LLP
390 Madison Avenue
New York, NY 10017
T +1 212 918 3000
F +1 212 918 3100
www.hoganlovells.com

February 20, 2023

Filed Via ECF

The Honorable Valerie Caproni
United States District Judge
United States District Court, Southern District of New York
40 Foley Square, Room 240
New York, NY 10007

Re: FJerry, LLC v. Snak Club, LLC
Case 1: 22-cv-10449-VEC

Dear Judge Caproni:

I represent the Defendant, Snak Club, LLC, in the above-referenced matter. Pursuant to Rules 2(A) and 2(C) of Your Honor's Individual Practices in Civil Cases, Snak Club, LLC respectfully requests a thirty (30) day extension of upcoming deadlines because the parties have reached a settlement agreement in principle, and a proposed settlement draft has already been prepared and circulated for the parties' consideration. All parties consent to this extension request. The parties also want to notify the Court of the settlement as this matter has been referred to the Court's Mediation Program, and the parties (barring unforeseen circumstances) will no longer need the mediation services.

The Court's Civil Case Management Plan and Scheduling Order ("**CMP**") dated February 7, 2023 (ECF 14) directs the parties to both (i) exchange initial disclosures and (ii) meet and confer to agree upon a joint plan for meeting discovery deadlines within 14 days and/or two weeks of that Order, respectively. See CMP ¶¶ 3, 5(c). This deadline is therefore February 21, 2023.

As good cause for this extension request, in view of the parties' settlement agreement in principle, the parties wish to secure an extension of the above-referenced deadlines to finalize the settlement and resolve this case. This is the first extension request for these deadlines. If this extension request is granted, the deadline for the parties to exchange initial disclosures and meet and confer regarding a plan for discovery would be March 23, 2023. Other deadlines in the CMP would remain unchanged.

We appreciate the Court's attention to this matter.

Respectfully submitted,

S/ Ryan M. Philp

Ryan M. Philp
Attorney for Defendant Snak Club, LLC
Partner, Hogan Lovells US LLP
ryan.philp@hoganlovells.com
D +1 212 918 3034

cc: Jeffrey A. Lindenbaum